

STATE OF INDIANA
COUNTY OF MARION

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IN THE MARION SUPERIOR COURT

CAUSE NO. 49D109904CP1353

STATE OF INDIANA,

Plaintiff,

v.

OMEGA MERCHANDISING SYSTEMS, INC.,

Defendant.

FILED

SEP 27 1999

Sarah M. Taylor
CLERK OF THE
MARION CIRCUIT COURT

TEMPORARY RESTRAINING ORDER

This cause has come before the Court on Plaintiff's Motion for a Temporary Restraining Order, the Court now finds as follows:

1. Defendant is advertising and soliciting consumers to purchase business opportunities within the State of Indiana;
2. Defendant has not registered as a business opportunity seller as required by Indiana law or posted the required bond;
3. Unless enjoined, Defendant will continue to advertise and solicit consumers to purchase business opportunities;
4. Unless enjoined, Defendant will withdraw, remove, hide, transfer, distribute or otherwise dispose of the monies received by Defendant from the sale of business opportunities to Indiana investors;
5. Unless enjoined, Defendant will destroy, remove, hide, transfer, alter, tamper with, or otherwise dispose of the business records of Defendant;
6. Unless enjoined, Defendant will continue to violate Ind. Code 24-5-0.5-1 et seq., and Ind. Code 24-5-8 et seq.;
7. Unless Defendant is enjoined from committing the above actions, Indiana consumers will suffer an immediate and irreparable injury resulting from their payment of money to Defendant

for the purchase of business opportunities;

8. The Defendant was notified of the Plaintiff's intent to file a Motion for Temporary Restraining Order by facsimile transmission upon the Defendant on September 27, 1999 at approximately 11:45 o'clock a.m.

9. Plaintiff is a governmental organization and is not required to offer security pursuant to Rule 65(C) of the Indiana Rules of Trial Procedure, and

10. Plaintiff's Motion for a Temporary Restraining Order should be granted.

IT IS THEREFORE ORDERED by that Defendant Omega Merchandising Systems, Inc., its agents, representatives, employees, officers, directors, successors and assigns, be and hereby are enjoined, pursuant to Rule 65 of the Indiana Rules of Trial Procedure, from:

1. Destroying, removing, hiding, transferring, altering, tampering with, or otherwise disposing of the business records of Defendant;

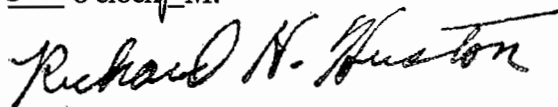
2. Withdrawing, removing, hiding, transferring, distributing, or otherwise disposing of the monies received by Defendant from the sale of business opportunities to Indiana investors, and

3. Advertising or otherwise soliciting Indiana investors to purchase business opportunities until Defendant has properly registered with the Office of Attorney General and posted the bond required by Ind. Code 24-5-8-3.

IT IS FURTHER ORDERED that Plaintiff not be required to post security to obtain this Order pursuant to Rule 65(C) of the Indiana Rules of Trial Procedure.

IT IS FURTHER ORDERED that the defendant shall appear and show cause at hearing to be held on the 14 day of Oct, 1999, at 11:00 o'clock, A.m., or as soon thereafter as counsel may be heard, why a preliminary injunction should not be issued in this matter.

Dated this 27 day of September, 1999, 3:15 o'clock P.M.



Judge, Marion County Superior Court

Distribution:

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